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OFFICE OF PETITIONS

In re Application of Ovshinsky :
Application No. 10/657,285 :
Filing Date: September 8, 2003 :
Attorney Docket No. OCC-6 :

Decision on Petition

This is a decision on the petition under 37 CFR 1.137(b), filed March 2, 2006, to revive the above-identified application.

The petition is **granted**.

A final Office action was mailed August 1, 2005.

A reply and request for a three-month extension of time were filed January 31, 2006.

An Advisory action was mailed February 27, 2006. The Advisory action states the January 31, 2006 reply raises "new issues that would require further consideration and/or search." The Advisory action also states petitioner's reply "does NOT place the application in condition for allowance.

The application became abandoned as of February 2, 2006, for failure to file a proper reply to the final Office action.

The instant petition requests revival of the application.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Therefore, the petition is granted and the application is revived.

Technology Center Art Unit 2811 will be informed of the instant decision and the RCE will be entered and considered by the examiner in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.


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